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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

JENNIE QUAN, individually and as
successor in interest to BENJAMIN
CHIN, deceased,

Plaintiffs,

vs.

COUNTY OF LOS ANGELES;
MARISOL BARAJAS; HECTOR
VAZQUEZ; and DOES 3-10, inclusive,

Defendants.

Case No. 2:24-cv-04805-MCS-KS

Assigned to:

Hon Mark C. Scarsi

Hon. Mag. Judge Karen L. Stevenson

**JOINT PROPOSED DISPUTED
VERDICT FORMS**

Final Pretrial Conference:

Date: January 26, 2026

Time: 2:00 p.m.

Crtrm: 7C

Trial:

Date: February 10, 2026

TO THE HONORABLE COURT:

Plaintiff Jennie Quan and Defendants County of Los Angeles, Marisol Barajas, and Hector Vazquez, by and through their respective counsel of record, hereby submit their Joint Proposed Disputed Verdict Forms pursuant to the Court's Order re: Jury/Court Trial.

DATED: January 12, 2026

LAW OFFICES OF DALE K. GALIPO

By /s/ Hang D. Le

Dale K. Galipo

Hang D. Le

Attorneys for Plaintiff

DATED: January 12, 2026

HURRELL CANTRALL LLP

By /s/ Jerad J. Miller*

Thomas C. Hurrell

Jerad J. Miller

Attorneys for Defendant, County of Los Angeles

*The filer, Hang D. Le, hereby attests that all other signatories listed, and on whose behalf the filing is submitted, concur with the filing's content and have authorized the filing.

PLAINTIFFS' PROPOSED VERDICT FORM

We, the jury in the above-entitled action, find the following:

QUESTION 1: Did any of the following deputies use excessive or unreasonable force against Benjamin Chin?

Marisol Barajas YES _____ NO _____

Hector Vazquez YES _____ NO _____

If you answered "Yes" to any defendant in Question 1, please proceed to answer Question 2 for that defendant and use of force.

If you answered "No" to all defendants and uses of force in Question 1, please skip Question 2 and proceed to Question 3.

QUESTION 2: Was the use of excessive or unreasonable force a cause of Benjamin Chin's harm, damage, injury, or loss?

Marisol Barajas YES _____ NO _____

Hector Vazquez YES _____ NO _____

Please answer Question 3.

QUESTION 3: Were any of the involved deputies negligent towards Benjamin Chin?

Marisol Barajas YES _____ NO _____

Hector Vazquez YES _____ NO _____

If you answered “yes” to any defendant in Question 3, please proceed to answer Question 4 for that defendant(s).

If you answered “no” to all defendants in Question 3, but “yes” to any defendants in Question 1 and “yes” to the corresponding defendant in Question 2, please proceed to answer “Question 8.”

If you answered “no” to all defendants in Question 1 and “no” to all defendants in Question 3, please sign and return this form.

If you answered “no” to all defendants and uses of force in Question 2, “no” to all defendants in Question 3, please sign and return this form.

QUESTION 4: Was the negligence of any of the involved deputies a cause of Benjamin Chin’s harm or death?

Marisol Barajas	YES _____	NO _____
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Hector Vazquez	YES _____	NO _____
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If you answered “yes” to any defendant in Question 4, please proceed to the next question.

If you answered “no” to all defendants in Question 4, but “yes” to any defendant in Questions 1 and 2, please skip Questions 5-7 and proceed to answer Question 9.

If you answered “no” to all defendants in Question 4 and “no” to all defendants in Questions 1 and/or 2, please sign and return this form.

QUESTION 5: Was Benjamin Chin negligent?

YES _____	NO _____
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1 *If you answered "yes" to Question 5, please proceed to Question 6.*

2 *If you answered "no" to Question 5, please skip Questions 6-7 and proceed to*
3 *Question 9.*

4
5 **QUESTION 6:** Was Benjamin Chin's negligence a cause of his injury or
6 harm?

7
8 YES _____ NO _____
9

10 *If you answered "yes" to Question 6, please proceed to Question 7.*

11 *If you answered "no" to Question 6, please proceed to Question 8.*

12
13 **QUESTION 7:** What percentage of responsibility for Benjamin Chin's harm
14 or injury do you assign to the negligent conduct, if any, of the following?

15
16 Marisol Barajas _____ %
17 Hector Vazquez _____ %
18 Benjamin Chin _____ %
19 TOTAL 100 %
20

21 *If you answered "yes" to any defendant in Question 1, please proceed to Question 8*
22 *for that defendant(s).*

23 *If you answered "no" to all defendants in Question 1, please proceed to Question 9.*

24 //

25 //

26 //

27 //

28

QUESTION 8: Did any of the deputies act in reckless disregard for Benjamin Chin's constitutional right to be free from excessive force?

Marisol Barajas YES _____ NO _____

Hector Vazquez YES _____ NO _____

Please proceed to the next question.

QUESTION 9: What are Benjamin Chin's damages for his pre-death pain and suffering?

\$ _____

If you answered "yes" to any defendant in Questions 1 and 2, please proceed to Question 10.

If you answered "no" to all defendant in Questions 1 and 2, but "yes" to any defendant in Questions 3 and 4, please skip Question 10 and proceed to answer Question 11.

QUESTION 10: What are Benjamin Chin's damages for his loss of enjoyment of life?

\$ _____

Please proceed to the next question.

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QUESTION 11: What are the Plaintiff Jennie Quan's wrongful death damages for the loss of her son?

Past loss \$ _____

Future loss \$ _____

If you answered "yes" to any defendant in Questions 1 and 2, please proceed to answer Question 12.

If you answered "no" to all defendants in Questions 1 and 2, please sign and return this form.

QUESTION 12: Did any of the involved officers act with malice, oppression, or in reckless disregard of Benjamin Chin's rights?

Marisol Barajas YES _____ NO _____

Hector Vazquez YES _____ NO _____

Please sign and date this verdict form and return it to the Court.

Dated: _____ Signed: _____

Jury Foreperson

DEFENDANTS' PROPOSED VERDICT FORM

WE, THE JURY in the above-entitled action, unanimously find as follows on the questions submitted to us:

42 U.S.C. § 1983 CLAIM BASED ON ALLEGED FOURTH AMENDMENT

EXCESSIVE FORCE

QUESTION NO. 1: Did Jennie Quan prove by a preponderance of the evidence that any of the following defendants used unreasonable force against Benjamin Chin, in violation of Benjamin Chin's Fourth Amendment rights?

Marisol Barajas Yes _____ No _____

Hector Vazquez Yes _____ No _____

If you answered "No" to all defendants in Question No. 1, please STOP here, answer no further questions, and have the presiding juror sign, date and return this form.

If you answered "Yes" as to any defendant, please proceed to Question No. 2.

QUESTION NO. 2: Did Jennie Quan prove by a preponderance of the evidence that the defendant's conduct was the cause of injury to Benjamin Chin?

(Answer only as to that defendant for whom you answered "Yes" in Question No. 1.)

Marisol Barajas Yes _____ No _____

Hector Vazquez Yes _____ No _____

Please proceed to Question No. 3.

**CALIFORNIA STATE LAW CLAIM BASED ON ALLEGED BATTERY BY
PEACE OFFICER**

QUESTION NO. 3: *If you answered “Yes” to Question No. 1, answer the following question. Otherwise, please proceed to Question No. 5.*

Did Plaintiff prove by a preponderance of the evidence that defendants Marisol Barajas and Hector Vazquez committed a battery on Benjamin Chin?

(Answer only as to that defendant for whom you answered “Yes” in Question No. 1.)

Marisol Barajas Yes _____ No _____

Hector Vazquez Yes _____ No _____

If your answered “No” to all defendants in Question No. 3, please proceed to Question No. 5.

If you answered “Yes” to any defendant in Question No. 3, please proceed to Question No. 4.

QUESTION NO. 4: Did Plaintiff prove by a preponderance of the evidence that the defendants’ conduct was a substantial factor is causing Benjamin Chin’s death?

(Answer only as to that defendant for whom you answered “Yes” in Question No. 7.)

Marisol Barajas Yes _____ No _____

Hector Vazquez Yes _____ No _____

Please proceed to question No. 5.

**CALIFORNIA STATE LAW BANE ACT CLAIM BASED ON ALLEGED
EXCESSIVE FORCE**

QUESTION NO. 5: *If you answered “Yes” to Question No. 1, answer the following question. Otherwise, please proceed to Question No. 9a.*

Did Plaintiff prove by a preponderance of the evidence that defendants Marisol Barajas and Hector Vazquez intentionally interfered with or attempted to interfere with Benjamin Chin’s civil rights by threats, intimidation, or coercion by acting violently against Benjamin Chin to prevent him from exercising his right to be free from excessive force?

Marisol Barajas Yes _____ No _____

Hector Vazquez Yes _____ No _____

If your answered “No” to all defendants in Question No. 5, please proceed to Question No. 9a.

If you answered “Yes” to any defendant in Question No. 5, please proceed to Question No. 6.

QUESTION NO. 6: Did Plaintiff prove by a preponderance of the evidence that the defendants Marisol Barajas and Hector Vazquez acted with reckless disregard for Benjamin Chin’s enjoyment of the interests protected by the right to be free from excessive force?

Marisol Barajas Yes _____ No _____

Hector Vazquez Yes _____ No _____

If your answered “No” to all defendants in Question No. 6, please proceed to Question

1 *No. 9a.*

2 *If you answered “Yes” to any defendant in Question No. 6, please proceed to Question*
3 *No. 7.*

4
5 **QUESTION NO. 7:** Did Plaintiff prove by a preponderance of the evidence that
6 Benjamin Chin was harmed?

7
8 Yes _____ No _____

9
10 *If your answered “No” please proceed to Question No. 9a.*

11 *If you answered “Yes” please proceed to Question No. 8.*

12
13 **QUESTION NO. 8:** Did Plaintiff prove by a preponderance of the evidence that
14 defendants Marisol Barajas’ and Hector Vazquez’s conduct was a substantial factor in
15 causing Benjamin Chin’s harm?

16
17 Marisol Barajas Yes _____ No _____

18 Hector Vazquez Yes _____ No _____

19
20 *Please proceed to Question 9a.*

21 **CALIFORNIA STATE LAW CLAIM BASED ON ALLEGED NEGLIGENT**
22 **USE OF DEADLY FORCE BY PEACE OFFICER**

23 **QUESTION NO. 9a:** *If you answered “Yes” to Question No. 1, answer the following*
24 *question. Otherwise, please proceed to Question No. 13.*

25
26 Did Jennie Quan prove by a preponderance of the evidence that defendants Marisol
27 Barajas’ and Hector Vazquez’s use of deadly force was not necessary to defend human
28 life?

Yes ____ No ____

If you answered "Yes" to Question No. 9a, answer the following question. If you answer "No" proceed to Question 13.

QUESTION NO. 9b:

Did Jennie Quan prove by a preponderance of the evidence that defendants Marisol Barajas' and Hector Vazquez's conduct was a substantial factor in causing the death of Benjamin Chin?

(Answer only as to that defendant for whom you answered "Yes" in Question No. 1.)

Marisol Barajas Yes ____ No ____

Hector Vazquez Yes ____ No ____

If you answered "No" to all defendants in Question No. 9b, please proceed to question No. 13.

If you answered "Yes" to any defendant in Question No. 9b, please proceed to Question No. 4.

QUESTION NO. 10: Was Benjamin Chin negligent?

Yes ____ No ____

If you answered "No", please proceed to Question No. 13.

If you answered "Yes", please proceed to Question No. 11.

QUESTION NO. 11: Was Benjamin Chin's negligence a substantial factor in the cause of his death?

Yes ____ No ____

If you answered "No", please proceed to Question No. 13.

If you answered “Yes”, please proceed to Question No. 12

QUESTION NO. 12: What percentage of negligence, if any, do you assign to each of the following persons in causing Benjamin Chin’s death? (Your total should equal 100%).

(Answer only as to Benjamin Chin, and any defendant for whom you answered “Yes” in Question No. 3.)

Benjamin Chin	_____	%
Marisol Barajas	_____	%
Hector Vazquez	_____	%
Total	100 %	

Please proceed.

DAMAGES

If you answered “Yes” to Question Nos. 1 and 2, please answer Question No. 13. Otherwise, please proceed to Question No. 14.

QUESTION NO. 13: What is the total amount of damages, if any, suffered by Benjamin Chin for a violation of his Fourth Amendment rights? (Do NOT reduce the damages based on the fault if any of any person or entity.)

\$ _____

If you answered “Yes” to Question Nos. 3, and 4, please answer Question No. 14. Otherwise, please proceed to Question No. 15.

QUESTION NO. 14: What is the total amount of damages suffered by Benjamin Chin, if any, for Jennie Quan’s state law claim for battery?

1 \$ _____

2

3 *If you answered “Yes” to Question Nos. 5, 6, 7 and 8, please answer Question No. 15.*

4 *Otherwise, please proceed to Question No. 16.*

5

6 **QUESTION NO. 15:** What is the total amount of damages suffered by Benjamin Chin,
7 if any, for Jennie Quan’s state law claim for violation of the Bane Act?

8 \$ _____

9

10 *If you answered “Yes” to Question Nos. 9a, 9b, 10 and 11, please answer Question*
11 *No. 16. Otherwise, please proceed to Question No. 17.*

12

13 **QUESTION NO. 16:** What is the total amount of damages suffered by Benjamin Chin,
14 if any, for Jennie Quan’s state law claim for negligent use of deadly force by a peace
15 officer?

16 \$ _____

17

18 *If you gave any “Yes” responses to Question Nos. 1 and 2, please answer Question*
19 *No. 17. Otherwise, please date and sign where indicated below.*

20 **PRELIMINARY QUESTION RE PUNITIVE DAMAGES**

21 **QUESTION NO. 17:** Did Jennie Quan prove by a preponderance of the evidence that
22 any of the following defendant’s conduct was malicious, oppressive or in reckless
23 disregard of Benjamin Chin’s constitutional rights?

24 *(Answer only as to that defendant for whom you answered “Yes” in Question Nos. 1*
25 *and 2.)*

26

27 Marisol Barajas Yes _____ No _____

28 Hector Vazquez Yes _____ No _____

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Please sign and return this verdict form.